

UNITED STATES DISTRICT COURT

FOR THE

District of

MASSACHUSETTS

MEYNARD DESIGNS, INC. AND

EARTH VISIONS INC.

V.

EARTH PRODUCTS, INC.

**SUMMONS IN A CIVIL ACTION**

CASE NUMBER:

TO: (Name and address of Defendant)

Earth Products, Inc.  
5830 ElCamino Real  
Carlsbad, CA 92008

**05 CV 11781 NMG**

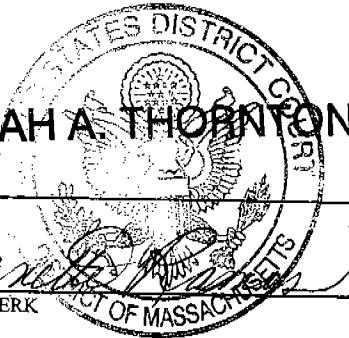
**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**SARAH A. THORNTON**

CLERK

(By) DEPUTY CLERK



DATE

8/29/05

AO 440 (Rev. 8/01) Summons in a Civil Action

## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	9-12-05
NAME OF SERVER (PRINT)	TITLE	
ADAM LORCOE		

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served:

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify): Served on attorney's office per parties' agreement.

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
		\$0.00

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 9/12/05

Date

Ady L Lorco2225 4th Ave STE. 3

## ACCEPTANCE OF SERVICE

The undersigned attorney, Cindy Caditz of Christensen O'Connor Johnson & Kindness, is authorized to and does hereby accept service of the Summons and Complaint on behalf of Defendant Earth Products, Inc.

Dated this 12<sup>th</sup> day of September 2005 Christensen O'Connor Johnson & Kindness

Cindy Caditz  
Cindy Caditz WSBA # 1420  
1420 5th Avenue, Suite 2800  
Seattle, WA 98101  
(206) 682-8100 phone  
(206) 224-0779 fax  
cindy.caditz@cojk.com  
Attorneys for Earth Products, Inc.

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.